

Majesty, His Heirs and Successors, be re-granted and re-conveyed to any other person or persons, for quieting their possession and titles, or otherwise, as might from time to time be expedient or necessary, without any further appropriation of Land being thereupon made for the support of a Protestant Clergy ; And whereas there has not been appointed any successor to the late Bishop of Quebec, now deceased, and by reason thereof no effect can be given to the provisions aforesaid ; Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, that the duties, powers and authority conferred by the said Act, or by any other Act or Acts, or by any other authority whatsoever, on the Bishop of Quebec for the time being, shall devolve on the Bishop of Montreal for the time being, so long as there shall not be appointed a successor to the said late Bishop of Quebec ; and whenever there shall not be a Bishop of Quebec resident or being within the said Diocese of Quebec, and all Acts whatsoever on the part of the said Bishop of Montreal, executed in his official capacity of Bishop as aforesaid, shall be valid and effectual in as full and ample a manner as if he were Bishop of Quebec aforesaid.

The powers and duties assigned by the said Act or any other Acts to the Bishop of Quebec, to be vested in and performed by the Bishop of Montreal in certain cases.

## CAP. XLIX.

An Act to Incorporate " Bishop's College" in the Diocese of Quebec.

[9th December, 1843.]

**W**HEREAS it has been represented to the Legislature of this Province, that divers Inhabitants of the said Province have used their efforts to establish a College, in connexion with the United Church of England and Ireland, near Lennoxville, in the Township of Ascot, in the District of Saint Francis, and within the Diocese of Quebec, under the style and title of " Bishop's College," and are engaged in erecting and establishing the same ; And whereas, it would tend greatly to advance and extend the usefulness of the said College, and to promote the purposes for which it was established, that it should be incorporated ; Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of, and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain

Preamble.

The Corporation of the Bishop's College of the Episcopal Diocese of Quebec.

Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, that there shall be, and there is hereby constituted and established, at or near Lennoxville, in the Township of Ascot, in the District of Saint Francis, in this Province, and within the Diocese of Quebec, a Body Politic and Corporate, under the name of "Bishop's College," which Corporation shall consist of—Firstly, the Lord Bishop of Quebec, or other the Superior Ecclesiastical Functionary of the United Church of England and Ireland, in the said Diocese of Quebec,—Secondly, the Trustees of the said Bishop's College, not less than three in number,—and Thirdly, the College Council of the said Bishop's College, not less than three in number, which said Trustees, and the Members of the said College Council shall be named by the said Lord Bishop of Quebec, or other Superior Ecclesiastical Functionary as aforesaid, and shall, in the event of their death, removal from the Province, dismissal from office, or resignation, be replaced by other persons to be named in like manner, and so on continually forever.

Usual Corporate Powers.

II. And be it enacted, that such Corporation shall have perpetual succession, and may have a Common Seal, with power to change, alter, break and renew the same when and as often as they shall think proper; and the said Corporation may, under the same name, contract and be contracted with, sue and be sued, implead and be impleaded, prosecute and be prosecuted, in all Courts and places whatsoever in this Province, and shall have full power to make and establish such and so many rules, orders and regulations (not being contrary to the Laws of the Country or to this Act) as they shall deem useful or necessary, as well concerning the system of education in, as for the conduct and government of the said College, and of any other Institution or School connected with or dependent on the same, and of the Corporation thereof, and for the superintendence, advantage and improvement of all the property, moveable or immovable, belonging to, or which shall hereafter belong to the said Corporation; and shall have power to take, under any legal title whatsoever, and to hold for the said College, without any further authority, License or Letters of Mortmain, all land and property moveable or immovable, which may hereafter be sold, ceded, exchanged, given, bequeathed, or granted to the said Corporation, or to sell, alienate, convey, let or lease the same if need be: Provided always, that the net rents, issues and profits arising from the immovable property of the said Corporation, shall not at any time exceed the annual sum of three thousand pounds, current money of this Province; and the said Corporation shall further have the right of appointing an Attorney or Attorneys, for the management of their affairs, and generally shall enjoy all the rights and privileges enjoyed by other Bodies Politic and Corporate, recognized by the Legislature: Provided always, that no rule, order or regulation which shall be made and established by the said Corporation in manner aforesaid, shall be of any

Corporation may hold property to a certain amount.

Proviso.

any force or effect until the same shall have been sanctioned and confirmed by the said Lord Bishop or other Ecclesiastical Functionary, as aforesaid.

III. And be it enacted, that all the property which shall at any time belong to the said Corporation, as well as the revenues thereof, shall at all times be exclusively applied and appropriated to the advancement of education in the said College, and to no other object, Institution or Establishment whatever, unconnected with or independent of the same.

To what purposes only the Revenues shall be applied.

IV. And be it enacted, that this Act shall be considered a public Act by all Judges, Justices of the Peace, and Officers of Justice, and by all other persons whomsoever, and shall be judicially taken notice of without being specially pleaded.

Public Act.

V. And be it enacted, that this Act shall not extend to weaken, diminish, or extinguish the rights and privileges of Her Majesty, Her Heirs and Successors, nor of any other person or persons, Body Politic or Corporate, excepting only such rights as are hereby expressly altered or extinguished.

Rights of the Crown saved.

#### C A P . L.

An Act to Incorporate the Education Society of the District of Quebec.

[9th December, 1843.]

**W**HEREAS there has existed in the City of Quebec, since the year one thousand eight hundred and twenty-two an Association known by the name of The Education Society of the District of Quebec, established for the purpose of providing civil and religious instruction for the children of the poor in the said City, and of forming Teachers competent to instruct children in the country parts of the said District: And whereas the persons hereinafter named, have, by their Petition, prayed that for the public advantage, the said Association may be Incorporated under proper regulations, and it is expedient to grant the prayer of their petition; Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of, and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, that Jean François Duval, Charles

Preamble.

F.